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To:	Commissioner for Patents
Fax:	571/273-8300
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Date:	July 24, 2006
RE:	Response to Notification of Non-Compliant

Our File Ref.: SMT-022223-US

Your File Ref.: 09/837,351

No. of Pages: 9 (including this cover sheet)

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In response to the Office Action dated 07/18/2006, please find the following checked items:

- Cover letter, 1 sheet(s);
- Petition for Extension of Time Under 37 C.F.R. 1.136(a), Form PTO/SB/22, and one (1) copy thereof attached thereto, sheet(s);
- Fee Transmittal, Form PTO/SB/17, sheet(s);
- Response to Office Action (including attachments, if any), 7 sheet(s) total;
- Request for Continued Examination Transmittal, Form PTO/SB/30, and one (1) copy thereof attached thereto, sheet(s);
- Notice of Appeal to the Board of Patent Appeals, Form PTO/SB/31, and one (1) copy thereof attached thereto, sheet(s);
- Other:

Thank you.

Certificate of Transmission Under 37 C.F.R. 1.8
The undersigned hereby certifies that a true and accurate copy of the items checked above are being transmitted to the Honorable Commissioner for Patents, by facsimile transmission to the facsimile number indicated above, on this the 24th day of July 2006.

John A. Tomlinson

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Attorney Docket No. SMT-022223-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICERECEIVED
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In re the application of: RUDOLPH, et al. Group Art Unit: 2632

Serial No: 09/837,351 Examiner:

Filed : APRIL 17, 2001

For : MATERIALS HANDLING, TRACKING AND CONTROL SYSTEM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

JUL 24 2006

RESPONSE TO NON-COMPLIANT AMENDMENT
DATED JULY 18, 2006

Sir:

This is a response to the Notice of Non-Compliant Amendment mailed July 18, 2006.

In the Notice, Examiner indicated that the amendment filed July 7, 2006 was not in compliance with the requirements of 37 C.F.R. in that a complete listing of all of the claims were not present, and as such, the individual status of each claim cannot be identified. Responsive to the Notice, applicants have filed herewith a new amendment in which proper status identifiers have been used with accompanying transmittal documents.

Respectfully Submitted,

Richard F. Rudolph, Applicant

Ernest A. Elliot, Applicant

Mark A. Matthews, Applicant

By 

Matthew M. Eslami

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Date: July 24, 2006

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: Rudolph, et al.

Group Art Unit: 2635

Application No.: 09/837,351

Examiner: Clara I. Yang

Filed: April 17, 2001

For: MATERIALS HANDLING, TRACKING AND CONTROL SYSTEM

AMENDMENT

Commissioner of Patents
Post Office Box 1450
Alexandria, Virginia 22313

Dear Commissioner:

In response to the Office Action of February 7, 2006, please amend the above-identified application as follows:

Amendments to the claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.